CONFIDENTIAL

10 To-5R

File No. 3112/48

B CLASS

DEPARTMENT
ET BRANCH

Subject:— Pension
Divekar shri D. G. senior
clerk Dharwar Division

1516

File No. 3112/48

Std. Sectt. Slip 24-B

DOCKET SHEET (B)

Subject :—

File No.

_____ **DEPT.**

_____ **BRANCH.**

References :—

Date.	To whom sent.	Notes and instructions.

3112/48/68141.

EB(II). P.W.D.

In C.L. No. 9342/36-II E(II), dt. 23.8.49. orders were issued that Shri D.G. Divekar should be compulsorily retired from Govt. service on charges of misconduct and misbehaviour.

2. In his endt. No. 84/D.D., dt. 16.8.50, the S.E., S.C. has recommended grant of an invalid pension of Rs. 45-5-0 p.m. to Shri Divekar.

3. In accordance with B.C.S.R. 301 read with B.C.S.R. 274, Shri Divekar is eligible to a compassionate pension (and not an invalid pension) not exceeding Rs 45-5-0. p.m. Orders are requested whether shri Divekar may be granted a pension of Rs. 45.5.0. If so, the draft put up may issue after u.o.r. to the F.D

ORB
25.8.50.

Shri Pandit (W.-II)
Dy Secy.
C E

W/y-V

W/y-V to FD (with file No 9342/36 II)

Finance Department-C.

Compassionate pension is to be granted at the discretion of Government in cases considred to be deserving of special treatment (vide B.C.S.R.274). The maximum compassionate pension (i.e. 2/3 of invalid pension) is generally granted only in the best types of cases i.e. when a Govt. servant is removed or required to retire compulsorily on grounds of inefficiency. In the present case Shri Divekar was required to retire on account of misconduct. It is not, therefore, correct to sanction the maximum compassionate pension in this case. The Public Works Department may therefore be requested in the first instance to take into consideration the gravity of Shri Divekar's offence and suggest a suitable reduction in the amount of pension to be sanctioned to him.

U/S 31/8 D(S)

31/8/50 31

Issue letter to PWD. dt. 1.9.50

P. W. D.
File No. 312/48
Serial No. 72726

FB(II) 2/9/50

EB(II). P.W.D.

Shri Divekar (retired clerk) was made to retire on charge of misconduct and misbehaviour. This Deptt. had therefore, recommended a compassionate pension of Rs. 45-5-0 to Shri Divekar. The pension recommended amounts to the maximum admissible under B.C.S.R. 301 read with B.C.S.R. 274. The F.D. however, opines that looking to the gravity of the offence this Deptt. may reconsider whether any reduction in the pension now proposed can be effected.

2. The long correspondence by Shri Divekar clearly shows that Shri Divekar was not keeping normal mental health all along. He used to get excited very often and in short, was mentally deranged Pl. see Chief Engr's note also in this connection in the margin at p. 9-N. of file No. 9342/36-II. If it is admitted that Shri Divekar's misbehaviour and 'misconduct were —

* Slip X

were the outcome of circumstances beyond his control, it appears that there is no need of weighing 'gravity of the offence'. However, orders are requested whether the reduction in the compassionate pension should be effected and if so to what extent.

DRB
6.9.50

Mr. Divekar saw me recently when I was at Dharwar. I found him mentally deranged unsound and very excitable. I am therefore of opinion that he should not be punished for odd conduct resulting from such mental condition.

7/9

This case deserves, I think, to be treated as one of the best type for the purpose in view. ~~A case~~ convicted a Govt servant retired on grounds of ~~was~~ insanity deserves the same compassion as one retired for inefficiency - the common element being circumstance beyond control.

7/9

U.O. to F.D (with file No. 9342/31 II) 9/9/50

CBr
9/9

3112/48/76443

Fin. Deptt. (E) 5

Submitted with ref. to office note dt. 31.8.1950 on p. 2 ante.

2. In the circumstances now explained by the PWD., that Deptt. proposal may be agreed to subject to verification in audit.

13/9/50.
14

14/9

(L.A. 43)

Noted with the PWD dt. 14.9.50

with PWD file and file complete.

P. W. D.
File No. 3112/48
Serial No. 76443

EB(II)
18/9/50

EB(II).

P.W.D.

The F.D. having agreed, the draft as now modified may issue.

P-3-C

19.9.50.
20

19/9/50

Dy. Secy.

3112/48/68141.

6

EB(II). P.W.D.

The A.C., B'bay has been expedited under No. 3112/48 - E(II), dt. 17th Nov. 1950.

17/11/50

16.11.50:

17/11

7 3112/48/895

EB(II). P.W.D.

The A.C., Bbay has intimated that the pension payment order has been issued in favour of Shri D.G. Divekar, late S. Accounts Clerk. (in the S.C.) No further action is now necessary on these papers, which may be recorded.

2.2.51.

Dy Secy.

12/48/12276.

8

EB(II). P.10.D.

Shri D.G. Divekar, late S.A.C. in the S.C, was granted a pension of Rs. 45/5/- p.m. from 26.8.49 A.N. vide pl. Govt. endt. at p. 3-C. The SE has since reported that Shri Divekar is entitled to the benefits of the revised pension rules and that Shri Divekar is therefore entitled to a revised pension of Rs. 47-12-0 p.m. The proposal made by the SE, therefore, to grant Shri Divekar revised pension is in order and may be approved in U.O. consultation with the F.D.

Rs. 3340

2.2.51.

U.O.R. to the F.D. Dy Secy 3/2 Feb. 195

9 11 Fin. Dept. (C)

Submitted with ref. to our dt. 13/9/50.

The P.W.D. proposal may be agreed to, subject to verification in audit.

? | 16/2/51 AS(S)

Is it correct to say that Shri D is "entitled to the benefits of the revised pension rules"

Please see the S.E.'s proposal as I understand it is not the S.E.'s proposal. Is ref. to F.D. necessary for revising a completion report?

19/2

Re-submitted:

As Shri Divekar was made to retire before 1.4.50 (the date from which the revised pension Rules take effect) he is not entitled to the benefits of

these words. But, presumably Sh. D. got the benefit of the orders re. "fixation of pay scales". If this is so, it is basically pay would increase. The P.W.D. may be requested to confirm the presumption.

A ref. to S.D. is necy. is re: to the grant of Compassionate pension & revision thereof.)

G
4/2/50

28/2/57
2/3

WOR to the PWD 8 7/3/51

EB II 7/3

3/12/48

20919

EB II
8

26 MAR

EB(II) : P.W.D.

The proposal in these papers is to allow Shri D.G. Divekar, a revised pension of Rs. 47-12-p.m. (in lieu of the original pension of Rs. 45-5) This increase is due to revision of his pay on account of the fixation of S.C. payscales. vide, Pl. SE (I) S.C's letter at P. 19-C.

2. The A.C. Bbay has, however, separately S.C. asked the SE., D.S.C to forward in order Shri Divekar's Service-book to verify the revised pension proposed. It appears that the A.C. must have received this direct. Before issuing orders revised pension, as proposed by S.C. SE., D.S.C., these papers may be referred u.o. to the A.C., Bbay a request to state whether the proposed revised pension is in order [The F.D. will be consulted again thereafter

PR IV-Rev / OR No 2 /

19.3.51

Dy Secy

U.O.

PR

Kh 9/3/51

The A.G., Bombay

3112/48/28821

A.G's Office, Bombay.

Returned with compliments to the Secretary to the Government of Bombay, P.W.D.

As the fixation of revised pay of Shri Divekar on 1-1-47 is required to be verified by this office, the revised pension admissible to him will be reported to Government on receipt of the service book. The Superintending Engineer, Southern Circle, Belgaum may please be requested to expedite the matter.

Expedited under No. 3112/48 - E(II), dt. 7th April 51.

5.4.51

4/3/51
A.A.O.

U.O.R. to the Secretary to the Govt. of Bombay, P.W.D.

PR.IV-Revision/2965 dt.the 27 March 1951.

Issued 7/4/51

EB(II) 2/4

P. W. D.
No. 3112/48
28821

EB(II) P.W.D.

Await

9-4-51.

Supdt.

A 457
3/4

I write to inform
PNS 10.5.1.

G. R., G D., No. 2408, dated 22-6-22.] Sectt. 78A e.

DOCKET SHEET (B)

Subject:—

File No. 3112/48

P. W. **DEPT.**

E(II) **BRANCH.**

References:—

Date.	To whom sent.	Notes and instructions.
5.5.48	Regy (F.D.)	Memo returned with file 9342/Bldg case pps.
11.5.48	Regy F.D.	Memo returned with file 9342/Bldg and pari pps.
	Regy F.D.	Bldg pl returned to P.W.D.

Below the Executive Engineer, Dharwar Division's letter No. G-84, dated the 4th August 1950 submitting pension papers of Shri. D.G.Divekar, retired clerk.

BY REGD. POST

No. G-84/D.D.

Public Works Department,
Belgaum, 16th August 1950.

Copy together with the pension papers forwarded, with compliments, to the Chief Engineer to Government P.W.D., Bombay, with reference to Government letter (PWD) No. 9342/36-II-E(II), dated the 26th June 1950, addressed to Shri. Diwekar, retired clerk.

2. The pensionable pay of Shri. D.G. Diwekar as worked out by the Executive Engineer is Rs. 135-15-0 and as Shri. Diwekar was made to retire compulsarily from Government service for misconduct, he will be eligible to $\frac{2}{3}$rd of (135-15-0)/2= Rs.67-15-6 i.e. Rs. 45-5-0 invalid pension under Rule 301 of the B.C.S.R.Vol.I. This amount may please be recommended while forwarding pension papers to the Accountant General, Bombay for scrutiny and issuing certificate of admissibility of pension, so that on receipt of pension papers from the Accountant General, Bombay this office will sanction invalid pension of Rs. 45-5-0 P.M. to Shri. Diwekar.

3. Pending sanction to final pension a provisional pension of Rs. 40-0-0 P.M. is recommended payable at Belgaum Treasury from 27-8-1949.

. The Executive Engineer has explained the reasons for the delay in the submission of pension papers in para 5 of his letter.

Accounts:

Pension papers.

Superintending Engineer, S.C.

JBS.

EB II 21/8

~~9342/36~~
3112/48
68141.

3112/48/68141

P.P-1:

Below S.E., S.C.'s endt. No. G.84/D.D. dt. 16.8.50 under the pension papers (in 16 sheets) of Shri D.G. Divekar, lat Sr. Accounts Clerk in the Dharwar Dn.

No. 3112/48-E(II). P.W.D., 11 Sep. B.C. (B'bay No. 1), 20 [illegible] 50

Passed on to the A.G., B'bay (thro: F.D.) with an intimation that on the basis of the average pay calculation made by the SE., S.C./Shri D.G. Divekar should be granted a compassionate pension of Rs. 45/5/- p.m. with effect from the date of his retirement viz, 26.8.1949 A.N.

/ and subject to the verification in audit

25.8.50.

By order etc.

Dy Secy. to the Govt. of B'bay P.W.D.

Copy to the F.D. for information.

Copies to the SE., S.C. (with ref. to his endt No. G.84/D.D, dt. 16.8.50) for information

APT. D.S.V. 21/9

19.9.50

5

Below Superintending Engineer, Southern Circle's endorsement No. G.84/D.D., dated 16th August 1950, under the pension papers (in 16 sheets) of Shri D.G. Divekar, late Senior Accounts Clerk in the Dharwar Division.

No. 3112/48-E(II).

Public Works Department,
Bombay Castle (Bombay No.1),
20th September 1950.

Passed on to the Accountant General, Bombay (through the Finance Department) with an intimation that on the basis of the average pay calculation made by the Superintending Engineer Southern Circle and subject to the varification in audit Shri D.G. Divekar should be granted a compassionate pension of Rs. 45/5/- per mensem with effect from the date of his retirement viz., 26th August 1949 Afternoon.

By order of the Governor of Bombay,

K J. 21/9/50

Deputy Secretary to the Government of Bombay.
Public Works Department.

Copy to the Finance Department for information.

.....

Copies to the Superintending Engineer, Southern Circle (with reference to his endorsement No. G.84/D.D., dated 16th August 1950) for information.

S&H. 20/9/50.

7

No.PRI-5300. Office of the Accountant General,
Bombay, the 6 December, 1950.

To

The Secretary to Government in
P.W. Department,
Bombay.

Sub:- Pension papers of Shri. D. G. Divekar.

Sir,

With reference to Government reminder No.3112/48-E(II)dated 17-11-50, I am to state that revised pay of the applicant is under verification. As soon as it is admitted in audit, pension case under reference will be disposed of and intimation given to Government.

Yours faithfully,

Assistant Accounts Officer.

3112/48
99535.

6

E.B.(II). P.W.D.

Award.

8/12/50. 5/12/50

S.O.

10/1

The A.C., Bibay, has been expedited under No. 3112/48-E(II), dt. the 17-1-51.

13/1/51

13.1

E.II 8/12

P. W. D.
File No. 3112/48
Serial No. 99535

E B II

7-12-51

S. Y. 154.

Office of the

No, PA-III/1688 Dated the 12. 1955.

from The Office of the Accountant General, BOMBAY.

To

The TREASURY OFFICER, Belgaum

Sir.

I have the honour to forward herewith P. P. O. No. 8/2630 in favaour of Shri D. G. Dikshitar late Accts. Clerk in the Ex-Empl Rly. for Rs. 45-5-0 (Forty five & annas five only) 27-5-0 per mensem and to request that the pensioner's half of the order may be made over to him after obtaining his signature on the disburser's half after you have satisfied yourself of his identity and payments noted on both halves as they are made, The slip bearing the left hand thumb and finger impressions of the pensioner is also enclosed.

Please acknowledge receipt.

have the honour to be.

Sir.

ir most obedient servant

Signature

Designation Assistant Accounts, Officer,

(P.T.O.

No. Dated

Copy forwarded to
Government pensioner. He should appear before the Treasury Officer, to receive payment.

Signature
Designation

No. Pay/1688AP. T. Dated 3112/48E(W) 29/1/51

Copy forwarded to the Dy Secretary to the Govt: PWD Bombay for information with reference to his letter No. 3112/48-E/1 dated 28.VII.D. 1950
~~The enclosures to his letter, which are no longer required are herewith returned.~~

File No.
Serial No. 8712

29/1 E1

For disposal pl. see Sr. No. 8959

Signature
Designation R. K. Karlekar
Assistant Accounts, Officer.

Falcon, 7'492/48.P J. (AC P.) 1446/O.P 403C (M F'P.) D/2/9/48-40000

11

Office of the Accountant General,
BOMBAY.

GOVERNMENT OF INDIA

Office/Deptt.

No. PAIII/3110 the 19 51

The undersigned is directed to acknowledge receipt of your
~~memo~~ letter No. 3112/46 E(II) dated 17-1-51 ~~which is receiving attention~~ and
to intimate that a Pension Payment Order No:
S/2630 has been issued in favour of Shri D.C. Divekar to the Treasury Officer Belgaum under
this Office No: PAIII/1688 dated 25.1.51

R. A. Sawdekar
Assistant Accounts Officer.

India Service Post Card.

(This side reserved for address, with signature and official designation of sender.)

P. All rules Attlon

P.

3/1

E(II) 3/11

P. W. D

File No. 3112/48

Serial No. 8959

To,

The Superintendent

Public Works Deptt

Secretariat

Bombay Castle

BOMBAY - I

E B (II)

69 1 51

DNO 6911

S. 49.

MFP—19 S&P—6811 -(M-19)—28-7-47—80,00,000.

Calculations of pensionable pay of Shri D.G. Divekar, Senior Accounts Clerk.

Month	Pay		T.A.P.		D.A.	
	Rate	Amount	Rate	Amount	Rate	Amou
25-5-46 to 31-5-46 = 7 days	115/-	26-15-5			22/-	4-15-
1-6-46 to 31-7-46 = 2 months	115/-	230--0-0			22/-	44--0
1-8-46 to 31-12-46 = 5 months	115/-	575--0-0	10-0	50-0-0	22/-	110--0
1-1-47 to 31-12-47 =12 months	140/-	1680--0-0				
1-1-48 to 30-4-49 = 16 months	150/-	2400--0-0				
1-5-49 to 24-5-1949 = 24 days	150/-	116--2-0				
Leave without pay for 3 months & 1 day from 25-5-49 to the date of compulsory retirement viz: 26-8-1949 A.N.						
Total		5027--1-5		50-0-0		158-15-5

Half of Rs. 158-15-5 = 79-7-8.5
or say = 79--8-0

Grand Total
Pay & other allowance drawn during the previous 36 months = 5156--9-0

Therefore monthly & pensionable pay $\frac{5156--9-0}{36}$ = 143--4-0

Rate of monthly pension = $\frac{143--4-0}{2}$ = 71-10-0

2/3rds of the pension proposed under B.C.S.Rule 301 = $\frac{71-10-0 \times 2}{3}$ = 47-12-0

Superintending Engineer,

GDT/5-2.

Fixation of pay of Senior account clerk in the prescribed scale of pay as per G.R.P.W.D.No.6919/36-IX of 2-6-1949, and G.R.F.D.No.6567/33-I of 15-1-1949.

Name.	Designation.	Pre-1931 entrant or post 1931 entrant.	Present pay on 1-1-47 in the existing scale.	Existing scale.	Prescribed scale.	Corres - ponding scale.	Completed years of service on 1-1-47.	Pay fixed under rule 8(a)	Pay fixed under rule 8 (b)	Pay fixed under rule 8(c)	Pay fixed on 1-1-47 in the revised scale.	Date of next incre- -ment.	REMARKS.
Shri D.G. Divekar.	Permanent clerk from 1-2-38	Pre-1931.	115/-	95-5-115	10-8-140--10-150	75-5-100 & 95-5-115	Y. M. 8 -11	Next stage 116/- +24+10 (4increments) = 150.	115+20 = 135 next stage 140.	140 + 8 increments 150 maximun.	140/-	1-1-48	

"True Extract"

Sd/-
E. Engr. Dharwar Division.

Certified that the services of Shri D.G.Divekar, Late S.A.C.,for the period from 4-5-1922 to ~~30-4-1927~~ 30-4-1927 have been verified by the Executive Engineer, Bijapur Division, from local records vide his No.G.84, of 30-10-1950.

Dharwar.
2-2-1951.

Executive Engineer,
Dharwar.Division.

bvd.
27/1/51.

Letter

From

The Superintending Engineer,
Southern Circle.

To

The Chief Engineer to Government,
Public Works Department, BOMBAY 1.

No.G-84/DD.

Public Works Department,
Belgaum: 6th February 1951.

Subject: Revised Pension to Shri D.G. Divekar, retired Sr. Accounts Clerk in the Dharwar Division.

In Government Endorsement (P.W.D.) No.3112/48-E(II) dated the 20th September 1950, a compassionate pension of Rs.45--5-0 per mensem is sanctioned to Shri D.G. Divekar, retired Senior Accounts Clerk in the Dharwar Division which was verified and admitted by the Accountant General Bombay and P.P.O. is being issued by that officer.

2. Subsequently, however, Shri Divekar got the benefit of the orders contained in Govt. Letter (P.W.D.) No.6919/36-IX-E(II) dated the 28th December 1950 and his pay is revised at Rs.140/- P.M. from 1-1-1947 instead of Rs.132/- P.M., which was taken for purposes of fixing his pension. A statement showing refixation of his pay is enclosed.

3. Due to this revision of pay, his pension is also required to be revised. A revised calculation of pensionable amount is enclosed, according to which Shri Divekar will get a compassionate pension of Rs. 47-12-0 per mensem under B.C.S. Rules 274 & 301, with effect from 27th August 1949 B.N.

4. In the circumstances, it is requested that Government sanction to the revised pension may kindly be obtained and the Accountant General Bombay instructed to issue revised P.P.O. accordingly.

D.A.:-

1 Statement of refixation of pay
1 Statement of pensionable amount
1 Certificate of verification of service.

Superintending Engineer, S.C.

GDT/5-2.

Copy together with copies of the documents referred to, forwarded with compliments to the Accountant General, Bombay in continuation of this office Express Letter No.G-84/DD, dated the 27th January 1951, for favour of very early action

EB(II) 8/7

P. W. D.
File No. 3112/48
Serial No. 1227

EB

No.PRIV-Revision/2352. OFFICE OF THE ACCOUNTANT GENERAL
BOMBAY, Dated. Feb. 51.

To

The Superintending Engineer
Southern Circle
Belgaum.

Sub:- Revision pension papers of Mr. D.G.Diuchar.

Sir,

With reference to your letter No.G-84/DD dated 6-2-51 addressed to the Chief ~~Engineer~~ Engineer to Govt. P.W.D., Bombay and a copy forwarded to this office, I am to request you to forward the Service Book of the applicant (which may be obtained from the applicant) with the rates of revised pay noted therein in order to check the fixation of revised pay.

Yours faithfully,

Sa. M. G. Desai
ASSTT. ACCOUNTS OFFICER.

No.PRIV.Revision/2352-A. dated 22 Feb. 51.

Copy fxr to the Chief Engineer, to the Governm Public Works Department, Bombay for his information.

ASSTT. ACCOUNTS OFFICER.

E.B. (II).

P.L.D.

The main file on the subject has been refd. us. to the F.D. on the 12-2-51. Its return may be awaited.

5/3/51.

7/3.

Supdt.

Cir. 2nd

Ker P.

P/3

Further papers

E.B.(II)
26/2/244/2

P. W. D.
File No. 312/48

1767

P.N.S - 1055